1615



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Medina et al.

Confirmation No. 4305

Serial No.: 10/015,532

Group Art Unit: 1615

Filed: December 11, 2001

Examiner: To be assigned

For: CXCR3 ANTAGONISTS

Attorney Docket No.: 11134-005-999

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents Washington, D.C. 20231

Sir:

In accordance with the duty of disclosure provisions of 37 C.F.R. §1.56, there is hereby provided certain information which the Examiner may consider material to the examination of the subject U.S. patent application. It is requested that the Examiner make this information of record if it is deemed material to the examination of the application.

- 1. Enclosures accompanying this Information Disclosure Statement are:
 - 1a. A list of all patents, publications, applications, or other information submitted for consideration by the office.
 - 1b. A legible copy of:
 - Each U.S. patent application publication and U.S. and foreign patent;
 - □ Each publication or that portion which caused it to be listed on the PTO-1449;
 - For each cited pending U.S. application, the application specification including the claims, and any drawing of the application, or portion of the application which caused it to be listed on the PTO-1449 including any claims directed to that portion;
 - all other information or portion which caused it to be listed on the PTO-1449.
 - 1c.

 An English language copy of search report(s) from a counterpart foreign application or PCT International Search Report.

	Tu.	U	language abstracts of the non-English language publications.		
2.	Ø	This l	This Information Disclosure Statement is filed under 37 C.F.R. §1.97(b):		
		0	Within three months of the filing date of a national application other than a continued prosecution application under §1.53(d);		
			Within three months of the date of entry of the national stage as set forth in §1.491 in an international application;		
		· ⊠	Before the mailing of the first Office action on the merits;		
			Before the mailing of a first Office action after the filing of a request for continued examination under §1.114.		
3.	0	period action	Information Disclosure Statement is filed under 37 C.F.R. §1.97(c) after the dispecified in 37 C.F.R §1.97(b), but before the mailing date of any of a final nunder 37 C.F.R. §1.113, a notice of allowance under 37 C.F.R. §1.311 or an a that otherwise closes prosecution in the application.		
			(Check either Item 3a or 3b)		
	3a.		The Certification Statement in Item 5 below is applicable. Accordingly, no fee is required.		
	3b.	0	The \$180.00 fee set forth in 37 C.F.R. §1.17(p) in accordance with 37 C.F.R. §1.97(c) is: □ enclosed □ to be charged to Pennie & Edmonds LLP Deposit Account No. 16-1150.		
		(Item	3b to be checked if any reference known for more than 3 months)		
4.			nformation Disclosure Statement is filed under 37 C.F.R. §1.97(d) after the dispecified in 37 C.F.R. §1.97(c), but on or before the date of payment of the fee.		
		The \$	180.00 fee set forth in 37 C.F.R. §1.17(p) is: □ enclosed. □ to be charged to Pennie & Edmonds LLP Deposit Account No. 16-1150.		
		The C	ertification Statement in Item 5 below is applicable.		
5.		Certif	ication Statement (applicable if Item 3a or Item 4 is checked)		
			(Check either Item 5a or 5b)		
	5a.	0	In accordance with 37 C.F.R. §1.97(e)(1), it is certified that each item of information contained in this Information Disclosure Statement was first		

5b. In accordance with 37 C.F.R. §1.97(e)(2), it is certified that no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the undersigned after making reasonable inquiry, was known by any individual designated in 37 C.F.R. §1.56(c) more than three months prior to the filing of this Information Disclosure Statement. 6. This application is a continuation application under 37 C.F.R. §1.60 or §1.53(b) or (d). (Check appropriate Items 6a, 6b and/or 6c) 6a. A Petition to Withdraw from issue under 37 C.F.R. §1.313(b)(5) is concurrently filed herewith. 6b. Copies of publications listed on Form PTO-1449 from prior application Serial No. __, filed on __, of which this application claims priority under 35 U.S.C. §120, are not being submitted pursuant to 37 C.F.R. §1.98(d). 6c. Copies of the publications listed on Form PTO-1449 were not previously cited in prior application Serial No., filed on, and are provided herewith. 7. Ø This is a Supplemental Information Disclosure Statement. (Check either Item 7a or *7b)* 7a. Ø This Supplemental Information Disclosure Statement under 37 C.F.R. §1.97(f) supplements the Information Disclosure Statement filed on July 23, 2002. 7b. This Supplemental Information Disclosure Statement is timely filed within one (1) month of a PTO Notice under 37 C.F.R. §1.97(i). 8. In accordance with 37 C.F.R. §1.98, a concise explanation of what is presently understood to be the relevance of each non-English language publication is: (Check Item 8a, 8b, or 8c) 8a. satisfied because all non-English language publications were cited on the enclosed English language copy of the PCT International Search Report or the search report from a counterpart foreign application indicating the degree of relevance found by the foreign office. 8b. set forth in the application. enclosed as an attachment hereto. 8c.

cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this

Information Disclosure Statement.

- 9. The Commissioner is authorized to charge any additional fee required or credit any overpayment for this Information Disclosure Statement and/or Petition to Pennie & Edmonds LLP Deposit Account No. 16-1150.
- 10.

 No admission is made that the information cited in this Statement is, or is considered to be, material to patentability nor a representation that a search has been made (other than a search report of a foreign counterpart application or PCT International Search Report if submitted herewith). 37 C.F.R. §§1.97(g) and (h).

Respectfully submitted,

Date: August 28, 2002

Inthony M Jusopre

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